Attorney Docket No. 00613/LH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

pplicant(s):

D. KAWASE et al.

Serial No.

09/643,800

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August 22, 2000

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Art Unit

2612

Examiner

Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT WITH STATEMENT UNDER 37 CFR 1.97(e) AND STATEMENT UNDER 37 CFR 1.704 (d)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 :EL 978886865US

Date of Deposit: November 3, 2003 I hereby certify that this paper is being deposited with the United States
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Nalini P. Sahadeo

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith. please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the RECEIVED No. 06-1378.

NOV 1 0 2003

Technology Center 2600

SIR:

Submitted herewith are the following:

- Copy of a Japanese Office Action (and English translation thereof) issued in the counterpart Japanese application;
- Copies of the cited publications; and (2)
- (3) Forms PTO/SB/08A. It is requested that an initialed copy of Forms PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

An English translation of said Japanese Office Action is provided, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

English language Abstracts are provided for Japanese Publ. Nos. 2001-061058 and 10-133618 which are cited in the attached PTO/SB/08A.

STATEMENT UNDER 37 CFR 1.97(e)(1)

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of October 7, 2003. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

STATEMENT UNDER 37 CFR 1.704 (d)

Each item of information contained in this Information Disclosure Statement was cited in said communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in \$1.56(c) more than thirty days prior to the filing of the present Information Disclosure Statement.

It is respectfully requested that the attached publication(s) be considered and made of record.

Respectfully submitted,

Leonard Holtz Esq Reg. No. 22,874

Encls.

Dated: November 3, 2003

Frishauf, Holtz, Goodman & Chick, P.C. 767 Third Avenue, 25th Floor New York, New York 10017-2023 Tel. No. (212) 319-4900 Fax. No. (212) 319-5101 LH/nps

Please type a plus sign (+) inside this box \rightarrow PTO/SB/08A (08-00) Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE 09/643,800 Application Number Substitute for Form 1449A/PTO 08-22-2000 Filing Date INFORMATION DISCLOSURE Dai Kawase First Named Inventor STATEMENT BY APPLICANT 2612 Group Art Unit Not Yet Assigned Examiner Name 00613/LH 1 Attorney Docket Number of U.S. PATENT DOCUMENTS Kind Name of Patentee or Publication Relevant Cite Exam. Document Number Code² Portion Inits* Applicant Date MM-DD-YYYY RECEIVED NOV 1 0 2003 Technology Center 2600 FOREIGN PATENT DOCUMENTS Kind Name of Patentee or Publication Relevant Exam Т6 Document Number4 Offc3 Code⁵ Applicant Date MM-DD-YYYY Portion Inits' Α JP Α 1-155393 06-19-1989 JP Α x* В 10-133618 SONY CORP 05-22-1998 С JP 2001-061058 Α CANON INC 03-06-2001 x* *English Language Abstract only

Signature Considered Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Date

DATE MAILED: November 3, 2003

Examiner

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Place a check here if English translation is attached.